

R.I. STATE BOARD OF ELECTIONS

MINUTES OF MEETING

WEDNESDAY, DECEMBER 9, 2015

The Rhode Island State Board of Elections convened at 7:05 P.M. at the Rhode Island Board of Elections, a quorum included, Acting Chairman William West, Commissioners Richard Dubois, Stephen Erickson, Martin Joyce, Richard Pierce and Frank Rego. Legal Counsel Raymond Marcaccio and Executive Director Robert Kando were also in attendance.

The meeting was called to order by Acting Chairman West:

- 1. The Board may vote on the Town of North Smithfield's request to hold a town referendum to coincide with the presidential preference primary held on April 26, 2016.**

A motion was made to allow the Town of North Smithfield to hold a town referendum to coincide with the presidential preference primary to be held on April 26, 2016. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

- 2. The Board may receive a report from Rob Rock, Elections Director, Secretary of State, on the procurement of new voting equipment.**

The Board received a report from Rob Rock, Elections Director, Secretary of State on the procurement of new voting equipment. Rob stated that all vendors had made their presentations and that the task force would be selecting a vendor within the next few weeks.

- 3. The Board may vote on the appeal of fines by Christopher M. Roberts pursuant to 17-25.**

A motion was made for a payment plan for the penalties and fines due from Christopher M. Roberts in the amount of \$200.00 per month for 1 year. Mr. Roberts requested a reduction in the amount due if he paid the penalty in full. The board imposed a \$2,000.00 penalty to be paid in full within two weeks. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

4. The Board may vote on the appeal of fines by Paul E. Picerne pursuant to 17-25.

Richard Thornton, Director of Campaign Finance spoke on Paul Picerne's behalf as Mr. Picerne was unable to attend due to medical issues. Mr. Picerne dissolved his account but failed to file. Mr. Thornton recommended waiver of the full amount. A motion was made to waive the full amount of the fine. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

5. The Board may vote to approve the supplemental 2016 budget and the 2017 budget submission.

A motion was made to approve the supplemental 2016 budget and the 2017 budget submission. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Joyce, Pierce and Rego. Commissioner Erickson abstained. Motion passed 5-0.

6. The Board may vote to approve the budget letter to the Governor.

After a brief discussion a motion was made to approve a revised transmittal letter to the Governor drafted by Commissioner Erickson. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

7. The Board may receive a report from legal counsel on legal requirements for approving items on the agenda.

Legal Counsel, Raymond Marcaccio, reported, after a request for additional research and a question as to a previous passed motion, that there must be a majority vote with a quorum present for a motion to pass or fail.

8. The Board may vote to approve the Affirmative Action Plan draft for submission to the State Equal Opportunity Office.

A motion was made to approve and submit the Affirmative Action Plan to the State Equal Opportunity Office. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

9. The Board may approve the minutes for the meeting held on November 10, 2015.

A Motion was made to approve the revised minutes of the meeting held on November 10, 2015 presented by Commissioner Erickson. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

10. The Board may vote to approve the minutes for the meeting held on November 18, 2015.

A motion was made to approve the revised minutes of the meeting held on November 18, 2015 presented by Commissioner Erickson. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

11. The Board may vote to approve the minutes of the meeting held on December 2, 2015.

A motion was made to approve the minutes of the meeting held on December 2, 2015. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

12. The Board may discuss holding a legislative workshop session with a preliminary report from staff on status of legislative proposals.

A motion was made to set a date, to be determined, in the middle of January to hold a legislative workshop session with a preliminary report from staff on status of legislative proposals. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

13. The Board may meet in executive session pursuant to R.I.G.L. 42-46-5(a)(4) and 17-25-5(a)(7)(i) to discuss and/or vote on possible violations of campaign finance laws in a campaign finance matter

A motion was made to meet in executive session pursuant to R.I.G.L. 42-46-5(a)(4) and 17-25-5(a)(7)(i) to discuss and/or vote on possible violations of campaign finance laws in a campaign finance matter. Voting in the affirmative to meet in executive session were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

14. The Board may meet in executive session pursuant to R.I.G.L. 42-46-5(a)(2) to discuss and/or vote on *Andreza Skipworth v. Rhode Island Board of Elections, et al.*, RICHR #15ERA087-06/06.

A motion was made to meet in executive session pursuant to R.I.G.L. 42-46-5(a)(2) to discuss and/or vote on *Andreza Shipworth v Rhode Island Board of Elections, et al.*, RICHR #15ERA087-06/06. Voting in the affirmative to meet in executive session were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

15. The Board may meet in executive session pursuant to R.I.G.L. 42-46-5(a)(1) to discuss a personnel matter.

A motion was made to meet in executive session pursuant to R.I.G.L. 42-46-5(a)(1) to discuss a personnel matter. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

16. The Board may meet in executive session pursuant to R.I.G.L. 42-46-5(a)(4) to discuss a civil investigation matter.

A motion was made to meet in executive session pursuant to R.I.G.L. 42-46-5(a)(4) to discuss a civil investigation matter. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0. Board convened to executive session at 8:25 p.m.

The Board reconvened at 9:28 p.m.

A motion was made to adjourn from executive session. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

A motion was made to seal the minutes of the executive session. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

A motion was made to set the date for the next board meeting for Wednesday, January 6, 2016 at 7:00 p.m. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0.

A motion was made to adjourn. Voting to adjourn were Acting Chairman West, Commissioners Dubois, Erickson, Joyce, Pierce and Rego. Motion passed 6-0. Meeting adjourned at 9:30 p.m.

